

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

TRISTRATA TECHNOLOGY, INC. )  
Plaintiff, )  
v. ) C.A. No. 04-1263-JJF  
BEAUTY UNDERNEATH, ELLEN LANGE SKIN )  
SCIENCE, INC., JAN MARINI SKIN RESEARCH )  
INC., INTERNATIONAL SHIELD, INC., )  
COSMESEARCH, INC., SKINCEUTICALS, INC., )  
DERMATOLOGIC COSMETIC LABORATORIES )  
PERRI SKIN CARE )  
Defendants. )

**STIPULATION OF DISMISSAL**

Plaintiff TriStrata Technologies, Inc. (“TTI”) and Defendant Ellen Lange Skin Science, Inc. (“Ellen Lange”) having entered into a settlement agreement, it is hereby stipulated that this action may be and all claims and counterclaims asserted by TTI and Ellen Lange are hereby dismissed with prejudice, with each party to bear its own costs and attorneys’ fees.

CONNOLLY BOVE LODGE & HUTZ LLP      RAWLE & HENDERSON LLP

/s/Arthur G. Connolly, III  
Arthur G. Connolly, III (#2667)  
The Nemours Building  
1007 North Orange Street  
P.O. Box 2207  
Wilmington, DE 19899  
(302) 658-9141  
Email: AConnollyIII@cblh.com

Attorneys for Plaintiff  
Tristrata Technology, Inc.

Dated: December 14, 2005

/s/ Delia Ann Clark  
Delia Ann Clark (#3337)  
300 Delaware Avenue  
Suite 1015  
Wilmington, DE 19801  
(302) 778-1200  
Email: dclark@rawle.com

Attorneys for Defendant  
Ellen Lange Skin Science, Inc.

Dated: December 14, 2005

SO ORDERED this \_\_\_\_\_ day of December, 2005.

---

United States District Judge